HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 463 of 2006 (SS)

Arvind Kumar s/o Sri Vishlmani
R/o village Gari, P.O. Tangsa,
District Chamoli ..... Petitioner

Versus

1. State of Uttaranchal
2. Director General of Police, Uttaranchal
3. State of Uttar Pradesh through Secretary, Home, Lucknow
4. Deputy Inspector General of Police, U.P.
5. Superintendent of Police, Rampur ..... Respondents

Sri R.P. Nautiyal, Advocate for the petitioner
Standing Counsel U.P. and Uttaranchal for the respondents.

Dated: 31.3.2006

Hon'ble Rajesh Tandon, J.

Heard the learned counsel for the parties at length.

By the present writ petition the petitioner has prayed for a writ of mandamus directing the respondents to give appointment to the petitioner on compassionate ground.

Briefly stated the father of the petitioner was posted as Assistant Sub Inspector (M) at Rampur. In the month of September 1996, he was found missing from his duty and thereafter he was not seen. Report regarding missing of the father of the petitioner was lodged in P0lice Station. A suit was filed by Smt. Pramila Devi in the Court of Civil Judge (Senior Division) Chamoli for declaration of the death of Sri Vishalmani, which was decreed on 16.8.2004. Thereafter, the

petitioner made representations to the S.S.P. Rampur as well as to the S.P. Chamoli. District Magistrate, Chamoli also sent a letter to the Director General of Police, Dehradun, requesting him to appoint the petitioner on compassionate ground. The grievance of the petitioner is that even after the declaration of the death by the competent Court, the respondents have not granted appointment to the petitioner under U.P. Recruitment of Dependants of Government Servants Dying in Harness Rules.

In view of above, the respondents No. 2 and 3 are directed to dispose of the representation of the petitioner within two months after obtaining the certified copy of this order.

Accordingly, the writ petition is disposed of. No order as to costs.

Dated: 31.3.2006 **Rajesh Tandon, J.**

*Dhyani